

**WASHINGTON STATE BOUNDARY REVIEW BOARD
FOR KING COUNTY**

REGULAR MEETING MINUTES

January 13, 2005

I. CALL TO ORDER

Chair Judy Tessandore convened the meeting at 7:00 p.m.

II. ROLL CALL

Evangeline Anderson

Lloyd Baker

A. J. Culver

Ethel Hanis

Roger Loschen

Charles Booth

Jim Denton

Claudia Hirschey

Michael Marchand

III MINUTES

Regular Meeting: Chair Tessandore presented the minutes of the Regular Meeting of December 9, 2004 for review and action by the Board members.

Action: Roger Loschen moved and Charles Booth seconded the motion to adopt the minutes of the Regular Meeting of December 9, 2004. The Board voted (eight in favor; none in opposition) to approve this record. Evangeline Anderson and Ethel Hanis abstained because they were absent from the meeting.

Special Meeting and Public Hearing Meeting: Chair Tessandore presented the minutes of the City of Renton Merritt II Annexation Special Meeting and Public Hearing Meeting of December 15, 2004 for review and action by the Board members.

Action: Ethel Hanis moved and Michael Marchand seconded the motion to adopt the minutes of the Special Meeting and Public Hearing of December 15, 2004. The Board voted (nine in favor; none in opposition) to approve this record. . Evangeline Anderson abstained because she was absent from the meeting.

IV RESOLUTION and HEARING DECISION

City of Renton Merritt II Annexation (File No. 2178) – Resolution and Hearing Decision: Chair Tessandore presented to the Board for review and action the proposed Resolution and Hearing Decision to approve the City of Renton Notice of Intention to annex the Merritt II Area, with modifications to include the entire Maple Valley Annexation Area (approximately 133 acres).

Chair Tessandore reported that the Board must take final action on the Resolution and Hearing Decision at this meeting.

Action: Roger Loschen moved and Charles Booth seconded the motion to adopt the Resolution and Hearing Decision to approve the Notice of Intention by the City of Renton (File No. 2178), annex the Merritt II Area, with modifications to include the entire Maple Valley Annexation Area (approximately 133 acres).

The Board voted (nine in favor; none in opposition) to approve this Resolution and Hearing Decision. Evangeline Anderson abstained as she did not participate in the Special Meeting.

V ADMINISTRATION

A. CHAIR'S REPORT

General Business

Chair Tessandore expressed appreciation to Jim Denton for his services as the Board Chair. The Board also recognized the outstanding contribution of Ethel Hanis and Lloyd Baker, whose terms on the Board will conclude in the near future.

Chair Tessandore and Lenora Blauman reported that the Board will be working on several projects in 2005 including: (1) coordinating programs with King County Executive/Council 2004 Work Program; (2) coordinating efforts with the State Association to develop and implement a program for addressing the CTED Annexation Study at Legislature 2005; (3) proposed Fairwood Incorporation; (4) pre-development review for future Notices of Intention; and (5) selecting new members to serve on the Board from 2005 – 2009. Committee members and staff will report on each of these activities.

For 2005 two initial primary tasks will be orientation of new members and selection of representatives to Board committees.

Orientation activities will take place in February, March, and April with presentations on the King County Annexation Initiative (Michael Thomas), Annual Growth Report (Chandler Felt), Comprehensive Plan (Karen Wolf and Paul Reitenbach.)

Chair Tessandore referred members to packet materials proposing preliminary committee assignments. Members wishing additional or different assignments should notify Ms. Tessandore. Final assignments will be established when all Board positions are confirmed by the Office of the Governor, the King County Executive, and the Cities of King County. Special Purpose District representation will be confirmed at this meeting.

B. COMMITTEE REPORTS

Personnel Committee:

Boundary Review Board Membership: Charles Booth and Lenora Blauman reported that efforts are continuing to work with the Office of the Governor, the Office of the King County Executive, the Cities of King County to secure new appointments and reappointments. The Cities of King County will finalize their appointment by January 21.

As stipulated by RCW 36.93, the existing Board members will continue to serve until reappointments and new appointments are confirmed by the various appointing government agencies.

With respect to the Special Purpose District appointment, Mr. Booth reported that the Personnel Committee has interviewed Commissioner Robert Cook, the candidate nominated to represent the Fire District. The Committee recommends that Commissioner Cook be appointed to the Boundary Review Board.

Action: Charles Booth moved and A. J. Culver seconded a motion to confirm the appointment of Robert Cook to represent the Special Purpose Districts to serve from March 2005 to February 2009. The motion was confirmed by unanimous vote.

Legislative Committee:

Roger Loschen and Lenora Blauman reported that the Legislature began the 2005 Session on January 10, 2005. The Session will continue for 105 days. New legislation can be introduced for approximately 5 weeks. In order to remain viable a bill must be adopted by the appropriate committee in the house of origin no later than March 1st. Bills then go to the appropriate committee in the other house. Bills must be adopted by the Budget Committee and/or the Rules Committee in mid-March.

A bill must pass both the House and the Senate in the same form in order to move forward for consideration by the full Legislature. Of the likely 3500 bills proposed to the Legislature, it is estimated that 500 – 600 will survive for review by the full Legislature. Many of the bills that are adopted will be limited to housekeeping matters.

The House Local Government Committee and the Senate Committee on Government Operations will be considering the legislation of interest to the Boundary Review Board.

For example, on January 10th, the House Local Government Committee heard briefings from:

- The Department of Community, Trade and Economic Development on the Growth Management Act and on the recently completed report Annexation Study: Impediments and Strategies.
- Growth Management Act Working Group

On January 12th, the House Local Government Committee heard briefings from:

- Association of Washington Cities
- Washington State Association of Counties

Each of these agencies has an interest in annexations. Thus, each agency may propose new legislation related to a variety of annexation guidelines and processes. It is highly likely that a number of the bills proposed would directly or indirectly affect boundary review boards.

In order to address new legislation, the State Association will be visiting Olympia from January 18-- 20, 2005. Roger Loschen, Chuck Booth, Michael Marchand, and Lenora Blauman will attend the Olympia meetings. Association members will meet with members of the House Local Government committee and the Senate Committee on Government Operations. There are several purposes for these meetings. Association members will, first, provide a basic education primer – that is, basic information about the role and responsibilities of Boundary Review Boards. At these meetings, there will also be discussion of the CTED Study CTED Report on Annexation Impediments and Strategies. This presentation is intended to establish rapport with these representatives, so that when specific annexation-related bills are presented to the Legislature, Association members and legislators can work together to ensure complete knowledge about the legislation, to pose and answer questions, and to develop coordinated positions on particular bills.

The Association will be assisted by a legislative consultant, Marcia Fromhold. She will be responsible for tracking proposed legislation. Ms. Fromhold will also assist the Association in preparing and presenting statements in response to proposed legislation.

In addition, Lenora Blauman reported that she will join Susan Winchell to represent the State Association on the Legislative Committee of the Washington Chapter of the American Planning Association (APA). The Legislative Committee will be tracking legislation related to all aspects of planning -- including annexation. The Committee will also provide analyses of each bill. For key bills, position papers will be prepared for the legislature. Michael Ryherd, lobbyist for APA, will work with Marcia Fromhold to address annexation bills as appropriate.

Ms. Winchell and Ms. Blauman are aware that there is potential for differences in views of proposed bills among APA members. There is also potential for differences in perspectives between the Association and APA on some key annexation bills. Steps will be taken to avoid real or apparent conflicts of interest between the APA and the State Association.

C. Executive Secretary's Report

King County Legislative Agenda: The King County Council has confirmed the 2005 State Legislative Agenda. The Agenda includes two annexation-related items. The County will propose legislation to create Growth Management Act implementation funding for cities to address capital infrastructure improvements. The County Council will also propose legislation to require surface water management facilities, properties, parks facilities that are owned by the County to become the responsibility of cities upon annexation or incorporation.

The County Executive will propose legislation to facilitate island annexation – allowing larger territories to be eligible for annexation under interlocal agreements. The Boundary Review Board would continue to be responsible for assessment of island annexations.

Fairwood Incorporation: Mrs. Blauman reported that the Fairwood Incorporation Task Force remains active in the preparation of materials for a Notice of Intention.

The Boundary Review Board hosted a Public Information Meeting as required by RCW 35.02 (Incorporation of Cities and Towns: Incorporation Proceedings). The Meeting took place on December 16. A. J. Culver was the moderator. Approximately 140 citizens attended the meeting.

The Meeting included:

- A presentation describing the purpose of the meeting (A. J. Culver)
- A presentation of incorporation requirements (Lenora Blauman)
- A presentation of King County incorporation policies (Michael Thomas – King County Office of the Executive)
- A presentation of the proposed incorporation maps and governance plans (Ron Billock – Fairwood Task Force Chair; Task Force members)
- Presentations by other government agencies (City of Renton; Renton School District; King County Library; King County District Court; Special Purpose Districts)

Robert Kaufman, Special Assistant Attorney General to the Boundary Review Board, was present to answer questions about the laws governing incorporations.

Opportunity was provided for citizens to comment and ask questions.

Minutes of the Public Information Meeting have been provided to each Board member.

As permitted by RCW 35.02, the Task Force has begun to circulate petitions to collect signatures for the incorporation. In order to proceed with the incorporation, the petition must be signed by registered voters equal to ten percent of the number of voters residing within the proposed city.

Beginning this month and continuing through approximately April 2005, King County will be conducting a Community Telephone Survey to determine citizen interest in incorporation. The County will also sponsor a formal Incorporation Study to address the various governance, service, and fiscal elements relating to the proposed incorporation.

The Task Force has reported a plan to submit a Notice of Intention (with petitions) in March, 2005. The Fairwood Project Timeline (prepared by the Task Force) indicates that the Community Telephone Survey will not be provided to the Board. The Incorporation Study will be provided in late Spring.

The Fairwood Task Force remains committed to completing the entire incorporation process by August 2005 so that an election can take place in November 2005.

The Task Force has been informed in one letter from the Office of the Executive and in one letter from the Boundary Review Board (under the signature of Robert Kaufman) that this timeline neither complies with the law nor provides a reasonable opportunity for review of the proposed incorporation. The County and the Boundary Review Board staff will continue to work with the Fairwood Task Force to develop an appropriate schedule for administration of the proposed incorporation.

At the request of the Board, Mr. Kaufman will determine those Growth Management Act policies and King County Comprehensive Plan/Countywide Planning Policies that address incorporation. Mr. Kaufman will provide a report on this matter to the Board.

D. CORRESPONDENCE

Correspondence was reviewed briefly. No questions or issues were raised with respect to the substance of the correspondence.

VI. NEW BUSINESS

A. NOTICES OF INTENTION

File No. 2183 – City of Redmond (Washington Cathedral Annexation)

Mrs. Blauman briefly summarized the application from the City of Redmond to annex the Washington Cathedral Area (34 acres.) The territory includes currently developed land and land that is slated for future residential development.

The Board raised no substantive questions concerning the application.

B. PENDING FILES

Auburn	Covington
Kent	Ronald Sewer District
Woodinville	Kirkland
Federal Way	Renton (4 files)
Tukwila	Redmond

VII. ADJOURNMENT

Action Jim Denton moved and Charles Booth seconded a motion to adjourn the Boundary Review Board Regular Meeting. The Board voted unanimously in favor of the motion. The meeting was adjourned at 8:30 p.m.